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SUBSIDIARY BODY FOR IMPLEMENTATION

# REPORT OF THE SUBSIDIARY BODY FOR IMPLEMENTATION ON ITS ELEVENTH SESSION, BONN, 25 OCTOBER - 5 NOVEMBER 1999

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## I. OPENING OF THE SESSION
(Agenda item 1)

1. The eleventh session of the Subsidiary Body for Implementation (SBI) was held at the Hotel Maritim, Bonn, Germany from 25 October to 5 November 1999.

2. The Chairman of the SBI, Mr. John Ashe (Antigua and Barbuda), opened the session. He welcomed all participants and thanked the Government of Germany for its generous hospitality as host of the fifth session of the Conference of the Parties (COP). The Chairman recalled that the goals of the Buenos Aires Plan of Action (decision 1/CP.4)[1] were ambitious and the deadline for recommending draft decisions on a number of complex issues for adoption by the Conference at its sixth session was just 12-15 months away. He observed that the SBI would need to work intensively in order to complete work on the many items on its agenda. He expressed confidence that delegations would rise to this challenge and work together in a spirit of cooperation.

## II. ORGANIZATIONAL MATTERS
(Agenda item 2)

### A. Adoption of the agenda
(Agenda item 2 (a))

3. At its 1st meeting, on 25 October, the SBI considered the provisional agenda contained in document FCCC/CP/1999/1.

4. The Chairman recalled that, for procedural reasons, the COP had added to the provisional agenda for its fifth session an item entitled "Matters relating to Article 3.14 of the Kyoto Protocol". The Chairman proposed that the same item be added to the provisional agenda of the SBI, as item 13. He noted his understanding that, as the issue concerned both subsidiary bodies, the Chairman of the Subsidiary Body for Scientific and Technological Advice (SBSTA) would propose a similar amendment to the SBSTA provisional agenda. As agreed by the COP at the 1st meeting of its fifth session, this new item would be taken up in conjunction with the item on "Implementation of Article 4.8 and 4.9 of the Convention (decision 3/CP.3 and Articles 2.3 and 3.14 of the Kyoto Protocol)", item 3 on the provisional agendas of the subsidiary bodies.

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[1] For the full texts of decisions adopted by the Conference of the Parties at its fourth session, see document FCCC/CP/1998/16/Add.1.

5. The SBI adopted the following agenda:

1. Opening of the session.

2. Organizational matters:

   (a) Adoption of the agenda;
   (b) Organization of the work of the session;
   (c) Election of officers.

3. Implementation of Article 4.8 and 4.9 of the Convention (decision 3/CP.3 and Articles 2.3 and 3.14 of the Kyoto Protocol).

4. Procedures and mechanisms relating to compliance under the Kyoto Protocol.

5. Activities implemented jointly under the pilot phase.

6. Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol.

7. Capacity-building.

8. National communications from Parties included in Annex I to the Convention:[2]

   (a) Greenhouse gas inventory data, 1990-1997;
   (b) Guidelines for the technical review of greenhouse gas inventories;
   (c) Matters referred by the Subsidiary Body for Scientific and Technological Advice.

9. National communications from Parties not included in Annex I to the Convention:

   (a) Matters related to the consideration of non-Annex I Party communications;
   (b) Provision of financial and technical support.

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[2] See also item 8 of the agenda of the Subsidiary Body for Scientific and Technological Advice at its eleventh session.

10. Financial mechanism:

(a) Report of the Global Environment Facility to the Conference of the Parties;
(b) Input from Parties to the review by the Global Environment Facility of enabling activities.

11. Arrangements for intergovernmental meetings:

(a) Improving the intergovernmental process;
(b) Date and venue of the sixth session of the Conference of the Parties;
(c) Calendar of meetings of Convention bodies, 2000-2003.

12. Administrative and financial matters:

(a) Programme budget for the biennium 2000-2001;
(b) Income and budget performance in the biennium 1998-1999;
(c) Arrangements for administrative support to the Convention;
(d) Institutional linkage of the Convention secretariat to the United Nations;
(e) Implementation of the Headquarters Agreement.

13. Matters relating to Article 3.14 of the Kyoto Protocol.

14. Report on the session.

## B. Organization of the work of the session
(Agenda item 2 (b))

6. The SBI considered this sub-item at its 1st meeting, on 25 October. It had before it the tentative schedule of meetings contained in document FCCC/CP/1999/1, section IV. The Chairman noted that the tentative schedule of meetings should be used as a guide to the organization of work of the SBI, but that flexibility would be required to respond to the pace of progress.

7. The Chairman emphasized that Parties should conclude their consideration of the items before them by Monday, 1 November. Work on items included in the agendas of both the SBSTA and the SBI would need to be completed by Wednesday, 3 November.

## C. Election of officers
(Agenda item 2 (c))

8. The SBI considered this sub-item at its 1st meeting, on 25 October.

9. The Chairman informed the SBI that agreement had been reached among the regional groups on the nomination of the Vice-Chairman and Rapporteur. At the invitation of the Chairman, the SBI elected Mr. Mohamad Reza Salamat (Islamic Republic of Iran) and Mr. Klaus Radunsky (Austria) as Vice-Chairman and Rapporteur of the SBI, respectively, both serving a second term in these positions.

10. The Chairman congratulated Mr. Salamat and Mr. Radunsky on their election, and said that he looked forward to working with them to promote the success of the session.

## III. IMPLEMENTATION OF ARTICLE 4.8 AND 4.9 OF THE CONVENTION (DECISION 3/CP.3 AND ARTICLES 2.3 AND 3.14 OF THE KYOTO PROTOCOL)

(Agenda item 3)

### 1. Proceedings

11. The SBI considered this matter jointly with the SBSTA at its 2nd and 3rd meetings, on 26 October, and at its 6th and 8th meetings, on 29 October and 3 November, respectively. It had before it documents FCCC/SB/1999/9 and FCCC/SB/1999/MISC.13.

12. Statements were made by representatives of 41 Parties, including one speaking on behalf of the European Community and its member States and one speaking on behalf of the Group of 77 and China.

13. At the 3rd meeting, held jointly with the SBSTA on 26 October, at the invitation of the Chairmen, Mr. Chow Kok Kee, former Chairman of the SBSTA, provided a report on the outcome of the workshop related to this item, which was held in Bonn from 21 to 24 September 1999, in accordance with the terms of reference adopted by the SBSTA at its tenth session (FCCC/SBSTA/1999/6, annex I).

14. Also at the 3rd meeting, on 26 October, the subsidiary bodies agreed to consider this item by way of a joint contact group. The Chairmen appointed Mr. Bo Kjellen (Sweden) and Mr. Mohamad Reza Salamat (Islamic Republic of Iran), Vice-Chairman of the SBI, to co-chair this contact group.

2. Conclusions

15. At their joint meeting on 3 November, the subsidiary bodies agreed to recommend a draft decision for adoption by the COP at its fifth session (FCCC/CP/1999/L.22). For the final text of the decision adopted by the COP, see decision 12/CP.5.[1]

## IV. PROCEDURES AND MECHANISMS RELATING TO COMPLIANCE UNDER THE KYOTO PROTOCOL

(Agenda item 4)

1. Proceedings

16. The SBI considered this matter at its 3rd, 6th and 8th meetings, held jointly with the SBSTA, on 26 and 29 October and 3 November, respectively. It had before it the following documents: FCCC/SB/1999/7 and Add.1, and FCCC/SB/1999/MISC.12 and Add.1-2.

17. At the 3rd meeting, held jointly with the SBSTA on 26 October, the Chairmen referred discussion of this item to the Joint Working Group on Compliance (JWG) established by decision 8/CP.4, under the co-chairmanship of Mr. Harald Dovland (Norway) and Mr. Espen Ronneberg (Marshall Islands).

18. At the joint meeting on 3 November, Mr. Espen Ronneberg presented a report on the work of the JWG, on behalf of the co-Chairs (see annex I below).

19. In his report to the COP, on 4 November, the Chairman of the SBI noted that agreement had been reached to designate Mr. Tuiloma Neroni Slade (Samoa) to replace Mr. Espen Ronneberg, co-Chair of the JWG, and that Mr. Harald Dovland would continue as the other co-Chair of the JWG. The Chairman conveyed the gratitude of the subsidiary bodies to Mr. Espen Ronneberg for his valuable contribution to the work of the JWG.

2. Conclusions

20. At the joint meeting on 3 November, the subsidiary bodies took note of the report of the JWG (see annex I below) and agreed to recommend a draft decision for adoption by the COP at its fifth session (FCCC/CP/1999/L.21). For the final text of the decision adopted by the COP, see decision 15/CP.5.

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[1] For the full texts of decisions adopted by the Conference of the Parties at its fifth session, see document FCCC/CP/1999/6/Add.1.

## V. ACTIVITIES IMPLEMENTED JOINTLY UNDER THE PILOT PHASE
(Agenda item 5)

### 1. Proceedings

21. The SBI considered this matter jointly with the SBSTA at its 2nd and 3rd meetings, on 26 October, and at its 6th and 8th meetings, on 29 October and 3 November, respectively. It had before it the following documents: FCCC/SB/1999/5 and Corr.1 and Add.1.

22. Statements were made by representatives of 16 Parties, including one speaking on behalf of the Alliance of Small Island States, one speaking on behalf of the European Community and its member States and one speaking on behalf of the Group of 77 and China.

23. At the 4th meeting, held jointly with the SBSTA on 26 October, the subsidiary bodies agreed to consider this item by way of a joint contact group, chaired by Mr. Yvo de Boer (Netherlands), Vice-President of the Conference of the Parties.

### 2. Conclusions

24. At their joint meeting on 3 November, having considered a proposal by the Chairmen, the subsidiary bodies adopted the following conclusions:

(a) The SBI and the SBSTA took note of document FCCC/SB/1999/5 and Corr.1 and Add.1 on issues to be addressed in the review of the pilot phase of activities implemented jointly (AIJ), including the third synthesis report on AIJ under the pilot phase;

(b) The SBI and SBSTA undertook a comprehensive review of the AIJ pilot phase and concluded that:

(i) Participation in AIJ under the pilot phase provides an important opportunity for learning by doing and capacity-building, in particular where institutional structures are put in place, which facilitate the identification and development of activities and allow the reduction of transaction costs;

(ii) The geographic distribution remains unbalanced in spite of recent improvements;

(iii) AIJ under the pilot phase provides a sound foundation for future projects and project activities;

(iv) Further work is required to improve the draft revised uniform reporting format;

(c) In order to further increase the number of projects, contribute to the transfer of technology and promote geographic balance, some Parties indicated that additional incentives are required, such as the possibility of recognizing AIJ under the pilot phase under Articles 6 and 12 of the Kyoto Protocol;

(d) Some Parties expressed the view that activities implemented jointly under the pilot phase contribute to gaining substantial experience in measurement, monitoring and independent verification of greenhouse gas emissions and are a good vehicle to address the variety of technological characteristics associated with different types and sizes of projects;

(e) The SBI and the SBSTA decided to recommend a draft decision on AIJ under the pilot phase for adoption by the COP at its fifth session (FCCC/CP/1999/L.13). For the final text of the decision adopted by the COP, see decision 13/CP.5.

## VI. MECHANISMS PURSUANT TO ARTICLES 6, 12 AND 17 OF THE KYOTO PROTOCOL

(Agenda item 6)

### 1. Proceedings

25. The SBI considered this matter at its 4th, 6th and 8th meetings, held jointly with the SBSTA, on 26 and 29 October and 3 November, respectively. It had before it the following documents: FCCC/SB/1999/8 and Add.1 and FCCC/SB/1999/MISC.10 and Add.1-4.

26. Statements were made by representatives of 19 Parties, including one speaking on behalf of the European Community and its member States and one speaking on behalf of the Group of 77 and China.

27. At the 4th meeting, held jointly with the SBSTA on 26 October, at the invitation of the Chairmen, Mr. Chow Kok Kee, former Chairman of the SBSTA, introduced the revised and consolidated synthesis of proposals by Parties (FCCC/SB/1999/8 and Add.1), on behalf of the Chairmen of the subsidiary bodies. As Chairman of the SBSTA in the inter-sessional period leading up to the eleventh sessions of the subsidiary bodies, Mr. Chow Kok Kee had prepared this document together with Mr. Salamat, Vice-Chairman of the SBI, acting on behalf of the SBI Chairman, and with the assistance of the secretariat.

28. Also at the 4th joint meeting, on 26 October, the subsidiary bodies agreed to consider this item by way of a joint contact group, chaired by Mr. Chow Kok Kee (Malaysia).

### 2. Conclusions

29. At their joint meeting on 3 November, having considered a proposal by the Chairman, the subsidiary bodies adopted the following conclusions:

(a) The subsidiary bodies considered the note by the Chairmen contained in document FCCC/SB/1999/8 and Add.1;

(b) The subsidiary bodies noted the progress made in implementing the work programme on mechanisms contained in decision 7/CP.4;

(c) The subsidiary bodies agreed to recommend a draft decision on mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol for adoption by the COP at its fifth session (FCCC/CP/1999/L.6). For the final text of the decision adopted by the COP, see decision 14/CP.5.

## VII. CAPACITY-BUILDING
(Agenda item 7)

### 1. Proceedings

30. The SBI considered this matter at its 3rd, 6th and 8th meetings, held jointly with the SBSTA, on 26 and 29 October and 3 November, respectively. It had before it the following documents: FCCC/CP/1999/3, FCCC/SBSTA/1999/10, FCCC/SBSTA/1999/11, FCCC/SBSTA/1999/INF.8 and Add.1, FCCC/SBI/1999/INF.7, FCCC/SB/1999/5 and Corr.1 and Add.1, FCCC/SB/1999/6, FCCC/SB/1999/MISC.9 and FCCC/SB/1999/MISC.11.

31. Statements were made by representatives of 28 Parties, including one speaking on behalf of the European Community and its member States and one speaking on behalf of the Group of 77 and China. At the 3rd meeting, on 26 October, a statement was also made by the representative of a non-governmental organization.

32. At the joint meeting on 26 October, the subsidiary bodies agreed to consider this item by way of a contact group, co-chaired by Mr. John Ashe, Chairman of the SBI, and Mr. Daniel Reifsnyder (United States of America).

### 2. Conclusions

33. At their joint meeting on 3 November, the subsidiary bodies agreed to recommend two draft decisions for adoption by the COP at its fifth session (FCCC/CP/1999/L.19 and FCCC/CP/1999/L.20). For the final texts of the decisions adopted by the COP, see decisions 10/CP.5 and 11/CP.5.

## VIII. NATIONAL COMMUNICATIONS FROM PARTIES INCLUDED IN ANNEX I TO THE CONVENTION

(Agenda item 8)

### A. Greenhouse gas inventory data, 1990-1997

(Agenda item 8 (a))

#### 1. Proceedings

34. The SBI considered this sub-item at its 5th and 7th meetings, on 27 October and 1 November, respectively. It had before it the following documents: FCCC/SBI/1999/12, FCCC/SBI/1999/INF.12, and FCCC/SBI/1999/MISC.6.

35. Statements were made by representatives of three Parties, including one speaking on behalf of the European Community and its member States.

#### 2. Conclusions

36. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI adopted the following conclusions:

(a) The SBI took note of the report prepared by the secretariat on national greenhouse gas inventory data from Annex I Parties for 1990-1997 (FCCC/SBI/1999/12) and the compilation of views of Parties on difficulties in submitting greenhouse gas inventories in a timely manner (FCCC/SBI/1999/MISC.6);

(b) The SBI noted that many Annex I Parties had not submitted their annual national greenhouse gas inventories containing data for 1997 which were due on 15 April 1999, and urged these Parties to submit their inventories as soon as possible;

(c) The SBI recognized the need for further improvements in completeness, consistency and comparability of inventory data and information, and emphasized that reliable and complete inventories are the basis for action by Parties to combat climate change. It also expressed concern over the increase in aggregate greenhouse gas emissions of many Annex I Parties in the period 1990-1997 and reaffirmed the need for further action to reverse the trend;

(d) The SBI noted the concern expressed by some Annex I Parties over the deadlines for submission of annual inventories and concluded that this issue would require further consideration on the basis of experience with the technical review of greenhouse gas inventories starting in 2000;

(e) The SBI noted with appreciation the availability on the secretariat web site of the greenhouse gas inventory data submitted by Parties and requested the secretariat to update the data regularly.

## B. Guidelines for the technical review of greenhouse gas inventories
(Agenda item 8 (b))

### 1. Proceedings

37. The SBI considered this sub-item at its 1st and 7th meetings, on 25 October and 1 November, respectively. It had before it the following documents: FCCC/SBI/1999/13 and FCCC/SBI/1999/MISC.7.

38. Statements were made by representatives of four Parties, including one speaking on behalf of the European Community and its member States.

39. At its 1st meeting, on 25 October, the SBI agreed that this item should be considered by the joint contact group established under item 8 (a) of the agenda of the SBSTA and co-chaired by Mr. Mark Mwandosya (United Republic of Tanzania) and Mr. Jim Penman (United Kingdom of Great Britain and Northern Ireland).

### 2. Conclusions

40. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI adopted the following conclusions:

(a) The SBI took note of document FCCC/SBI/1999/13 and broadly endorsed the work plan and operational arrangements for the technical review of greenhouse gas inventories of Annex I Parties contained in that document;

(b) The SBI recommended for adoption by the COP at its fifth session a draft decision on guidelines for the technical review of greenhouse gas inventories from Parties included in Annex I to the Convention (FCCC/CP/1999/L.11). For the final text of the decision adopted by the COP, see decision 6/CP.5. For the final text of these guidelines, adopted by the COP at its fifth session, see document FCCC/CP/1999/7.

### C. Matters referred by the Subsidiary Body for Scientific and Technological Advice
(Agenda item 8 (c))

1. Proceedings

41. The SBI considered this sub-item at its 5th and 7th meetings, on 27 October and 1 November, respectively.

2. Conclusions

42. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI adopted the following conclusions:

(a) The SBI took note of the relevant conclusions of the SBSTA at its eleventh session, and of a draft decision for submission to the COP on revisions to the guidelines for the preparation of national communications by Parties included in Annex I to the Convention, part II: UNFCCC reporting guidelines on national communications (FCCC/CP/1999/7);[4]

(b ) The SBI, jointly with the SBSTA, agreed to recommend the draft decision referred to above for adoption by the COP at its fifth session (FCCC/CP/1999/L.3). For the final text of the decision adopted by the COP, see decision 4/CP.5. For the final text of the guidelines adopted by the COP at its fifth session, see document FCCC/CP/1999/7.

## IX. NATIONAL COMMUNICATIONS FROM PARTIES NOT INCLUDED IN ANNEX I TO THE CONVENTION
(Agenda item 9)

### A. Matters related to the consideration of non-Annex I Party communications
(Agenda item 9 (a))

1. Proceedings

43. The SBI considered this sub-item at its 1st, 7th and 9th meetings, on 25 October and 1 and 3 November, respectively. It had before it the following documents: FCCC/SBI/1999/11, FCCC/SBI/1999/MISC.3, and FCCC/SBI/1999/MISC.4 and Add.1.

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[4] Adopted at its 7th meeting as FCCC/SBSTA/1999/CRP.4.

44. Statements were made by representatives of 23 Parties, including one speaking on behalf of the African Group, one speaking on behalf of the Alliance of Small Island States, one speaking on behalf of the European Community and its member States, and one speaking on behalf of the Group of 77 and China.

45. At its 1st meeting, on 25 October, the SBI agreed to consider this item by way of a contact group, chaired by Mr. Mahmoud Ould El Ghaouth (Mauritania).

### 2. Conclusions

46. At its 7th meeting, on 1 November, the SBI decided to recommend a draft decision for adoption by the COP at its fifth session on the first compilation and synthesis of initial communications from Parties not included in Annex I to the Convention (FCCC/CP/1999/L.10). For the final text of the decision adopted by the COP, see decision 7/CP.5.

47. At its 7th meeting, on 1 November, the SBI decided to recommend a draft decision for adoption by the COP at its fifth session on other matters related to non-Annex I Party communications (FCCC/CP/1999/L.10/Add.1). At its 9th meeting, on 3 November, the SBI decided to modify that draft decision (FCCC/CP/1999/L.10/Add.1/Rev.1). For the final text of the decision adopted by the COP at its fifth session, see decision 8/CP.5.

## B. Provision of financial and technical support
(Agenda item 9 (b))

### 1. Proceedings

48. The SBI considered this sub-item at its 1st and 7th meetings, on 25 October and 1 November, respectively. It had before it the following documents: FCCC/SBI/1999/INF.6, FCCC/SBI/1999/INF.7, FCCC/SBI/1999/INF.8, FCCC/SBI/1999/INF.4/Add.1 and FCCC/TP/1999/3.

49. Statements were made by representatives of two Parties.

50. At its 1st meeting, on 25 October, the SBI agreed to consider this item by way of the contact group established under item 9 (a) of its agenda (see paragraph 45 above).

### 2. Conclusions

51. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI adopted the following conclusions:

(a) The SBI took note of the report by the secretariat on the latter's activities to facilitate the provision of financial and technical support and information on communications from Parties not included in Annex I to the Convention (FCCC/SBI/1999/INF.7). It particularly noted the information relating to the progress in the submission of initial national communications. The SBI also noted the needs and concerns reported by those non-Annex I Parties that have not yet submitted their initial national communications relating to greenhouse gas (GHG) inventories, such as: availability and reliability of data; national capacity for data collection and the need to develop local emission factors; other problems related to availability of technical assistance; procedural problems with assistance; national institutions and arrangements; and financial assistance for research and systematic observation;

(b) The SBI acknowledged with appreciation the organization by the secretariat of the forum for the exchange of experience in the development of emission factors and activity data for the estimation of GHG inventories;

(c) The SBI noted with appreciation the workshops on emission factors and activity data for the improvement of GHG inventories organized by the secretariat and held in Havana, Cuba and Accra, Ghana, and also noted the importance of continuing these workshops;

(d) The SBI noted with appreciation the information provided by the Global Environment Facility (GEF) secretariat, including the details of its financial support, namely the dates of disbursement of funds for enabling activity projects for the preparation of initial national communications by non-Annex I Parties (FCCC/SBI/1999/INF.8), and requested the GEF secretariat to continue providing this information on the effective availability of funds for enabling activity projects;

(e) The SBI noted the list of projects submitted by Parties not included in Annex I to the Convention in accordance with Article 12.4 of the Convention (FCCC/SBI/1999/INF.4/Add.1), and recommended that these projects should be brought to the attention of the GEF and, as appropriate, other bilateral and multilateral financing institutions through the established channels for such assistance;

(f) The SBI requested clarification from the GEF on how it intends to proceed with the implementation of the list of projects submitted by Parties not included in Annex I to the Convention in accordance with Article 12.4 of the Convention (FCCC/SBI/1999/INF.4 and Add.1);

(g) The SBI took note of the conclusions of the workshop held in Ghana on emission factors and activity data for the improvement of GHG inventories and the project concept notes contained in the co-Chairs' report (FCCC/SBI/1999/INF.6);

(h) The SBI recommended that any project concept notes contained in the above report which are developed into full project proposals by interested countries should be submitted to the GEF for consideration, in accordance with decision 10/CP.2, annex, paragraph 13;

(i) The SBI took note with appreciation of the technical paper commissioned by the secretariat on the comparative analysis of emission factors and activity data used for the estimation of GHG emissions in the energy and land-use change and forestry sectors for some developing countries (FCCC/TP/1999/3).

## X. FINANCIAL MECHANISM
(Agenda item 10)

### A. Report of the Global Environment Facility to the Conference of the Parties
(Agenda item 10 (a))

#### 1. Proceedings

52. The SBI considered this sub-item at its 1st and 7th meetings, on 25 October and 1 November, respectively. It had before it document FCCC/CP/1999/3.

53. Statements were made by representatives of five Parties, including one speaking on behalf of the Alliance of Small Island States, one speaking on behalf of the European Community and its member States, and one speaking on behalf of the Group of 77 and China.

#### 2. Conclusions

54. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI adopted the following conclusions:

(a) The SBI took note of the report of the Global Environment Facility to the Conference of the Parties at its fifth session (FCCC/CP/1999/3);

(b) The SBI recommended that the GEF continue to adhere to previous decisions and prior guidance provided by the Conference of the Parties.

## B. Input from Parties to the review by the Global Environment Facility of enabling activities

(Agenda item 10 (b))

### 1. Proceedings

55. The SBI considered this sub-item at its 1st and 7th meetings, on 25 October and 1 November, respectively. It had before it the following documents: FCCC/SBI/1999/INF.10 and FCCC/SBI/1999/MISC.5.

56. Statements were made by representatives of five Parties, including one speaking on behalf of the Alliance of Small Island States, one speaking on behalf of the European Community and its member States, and one speaking on behalf of the Group of 77 and China.

### 2. Conclusions

57. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI adopted the following conclusions:

(a) The SBI took note of the report on input from Parties to the review of enabling activities by the Global Environment Facility (FCCC/SBI/1999/INF.10) and the submissions from Parties on the same subject (FCCC/SBI/1999/MISC.5);

(b) The SBI noted that the GEF, in paragraph 32 of its report, had indicated the initiation of a "comprehensive review of its support for the preparation of initial national communications from non-Annex I Parties to the UNFCCC, termed 'Enabling Activities'", which is expected to examine: (a) the effectiveness of this modality of support; (b) the effectiveness and efficiency of the operational procedures of the Facility; (c) the influence of support on broader capacity-building and/or planning; and (d) the best practice from country experience (FCCC/CP/1999/3);

(c) The SBI also noted the assurance of the representative of the GEF secretariat that the comments contained in the above-mentioned report by the UNFCCC secretariat (FCCC/SBI/1999/INF.10) would be taken fully into account;

(d) The SBI took note of the information provided by the representative of the GEF secretariat that the GEF review of enabling activities would be completed by COP 6 and requested that a progress report be submitted to the SBI at its twelfth session.

## XI. ARRANGEMENTS FOR INTERGOVERNMENTAL MEETINGS
(Agenda item 11)

### A. Improving the intergovernmental process
(Agenda item 11 (a))

#### 1. Proceedings

58. The SBI considered this sub-item at its 5th and 7th meetings, on 27 October and 1 November, respectively. It had before it document FCCC/SBI/1999/2.

59. Statements were made by representatives of three Parties, including one speaking on behalf of the Group of 77 and China.

#### 2. Conclusions

60. At its 7th meeting, on 1 November, the SBI, on the proposal of the Chairman, took note of the views expressed by Parties and the explanations offered by the Executive Secretary concerning the secretariat's efforts to ensure the timely availability of documents in hard copy and in electronic form and to work with the United Nations Office at Geneva to improve the distribution of translated versions.

### B. Date and venue of the sixth session of the Conference of the Parties
### C. Calendar of meetings of Convention bodies, 2000-2003
(Agenda item 11 (b) and (c))

#### 1. Proceedings

61. The SBI considered these sub-items at its 5th and 7th meetings, on 27 October and 1 November, respectively.

62. Statements were made by representatives of 12 Parties, including one speaking on behalf of the European Community and its member States and one speaking on behalf of the Group of 77 and China.

#### 2. Conclusions

63. At its 7th meeting, on 1 November, the SBI, on the proposal of the Chairman, reaffirmed its decision to recommend to the COP at its fifth session that the generous offer of the Kingdom of the Netherlands to host COP 6 be accepted and decided to recommend a draft decision for adoption by the Conference of Parties at its fifth session (FCCC/CP/1999/L.9). For the final text of the decision adopted by the COP, see decision 2/CP.5.

64. Also at its 7th meeting, on 1 November, the SBI, on the proposal of the Chairman, decided to recommend the following calendar of meetings of Convention bodies for 2000-2003 for adoption by the COP at its fifth session:

(a) First sessional period in 2000: from 12 to16 June 2000, preceded by one week of informal meetings, including workshops;

(b) Second sessional period in 2000: from 11 to 15 September 2000, preceded by one week of informal meetings, including workshops;

(c) Third sessional period in 2000: from 13 to 24 November 2000;

(d) First sessional period in 2001: from 21 May to 1 June 2001;

(e) Second sessional period in 2001: from 29 October to 9 November 2001;

(f) First sessional period in 2002: from 3 to 14 June 2002;

(g) Second sessional period in 2002: from 28 October to 8 November 2002;

(h) First sessional period in 2003: from 2 to 13 June 2003;

(i) Second sessional period in 2003: from 1 to 12 December 2003.

65. A statement was made by one delegation expressing concern over the ambitious calendar of meetings in 2000.

## XII. ADMINISTRATIVE AND FINANCIAL MATTERS
(Agenda item 12)

### A. Programme budget for the biennium 2000-2001
(Agenda item 12 (a))

#### 1. Proceedings

66. The SBI considered this sub-item at its 5th, 7th and 9th meetings, on 27 October and 1 and 3 November, respectively. It had before it the following documents: FCCC/SBI/1999/8 and FCCC/CP/1999/INF.1.

67. Statements were made by representatives of five Parties, including one speaking on behalf of the European Community and its member States.

2. Conclusions

68. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI decided to recommend a draft decision for adoption by the Conference of the Parties at its fifth session (FCCC/CP/1999/L.7). For the final text of the decision adopted by the COP at its fifth session, see decision 20/CP.5. At its 9th meeting, on 3 November, the Chairman clarified that the above recommendation was made on the understanding that the method of determining the indicative scale of contributions does not constitute a precedent.

## B. Income and budget performance in the biennium 1998-1999
## C. Arrangements for administrative support to the Convention
(Agenda item 12 (b) and (c))

1. Proceedings

69. The SBI considered these sub-items at its 5th and 7th meetings, on 27 October and 1 November, respectively. It had before it the following documents: FCCC/SBI/1999/10 and Add.1, FCCC/SBI/1999/INF.9 and FCCC/SBI/1999/INF.11.

70. A statement was made by the representative of one Party.

2. Conclusions

71. At its 7th meeting, on 1 November, having considered a proposal by the Chairman, the SBI decided to recommend a draft decision for adoption by the Conference of the Parties at its fifth session (FCCC/CP/1999/L.8). For the final text of the decision adopted by the COP, see decision 21/CP.5.

## D. Institutional linkage of the Convention secretariat to the United Nations
(Agenda item 12 (d))

1. Proceedings

72. The SBI considered this sub-item at its 5th and 7th meetings, on 27 October and 1 November, respectively. It had before it the following documents: FCCC/SBI/1999/7 and FCCC/SBI/1999/8.

2. Conclusions

73. At its 7th meeting, on 1 November, the SBI , on the proposal of the Chairman, decided to recommend to the Conference of the Parties that consideration of the juridical personality of the Convention secretariat on the international plane be deferred and taken up in 2001 in conjunction with the review of the institutional linkage of the Convention secretariat to the United Nations, which is to be completed by 31 December of that year.

### E. Implementation of the Headquarters Agreement
(Agenda item 12 (e))

#### 1. Proceedings

74. The SBI considered this sub-item at its 5th and 7th meetings, on 27 October and 1 November, respectively.

#### 2. Conclusions

75. At its 7th meeting, on 1 November, the SBI heard statements by the Executive Secretary and a representative of Germany on the implementation of the Headquarters Agreement between the United Nations, the Federal Republic of Germany and the Convention secretariat. The Executive Secretary described the positive evolution of the relations of the United Nations entities in Bonn with the authorities of the host Government and the City of Bonn. He indicated that the secretariat needed additional office space to accommodate growing levels of activity and staff, and expressed the hope that the integrity of the secretariat would be maintained within a "United Nations House" in Bonn. He pointed to the need for access to improved conference facilities, at an affordable cost, stating that COP 5 had shown the limits of the premises currently used. He looked forward to working out solutions on these matters with the host authorities and the other members of the United Nations family in Bonn. The representative of the Federal Republic of Germany referred to the ongoing contact with the secretariat and indicated the willingness of his Government to find mutually satisfactory solutions to the issues of office space and conference facilities. He stated that it is the intention of the Government of Germany to convert the former parliament plenary area into an international conference centre, with priority given to United Nations events.

## XIII. MATTERS RELATING TO ARTICLE 3.14 OF THE KYOTO PROTOCOL
(Agenda item 13)

#### 1. Proceedings

76. At its 1st meeting, on 25 October, the SBI agreed to consider this item in a coordinated manner with the SBSTA, and in conjunction with its agenda item 3, "Implementation of Article 4.8 and 4.9 of the Convention (decision 3/CP.3 and Articles 2.3 and 3.14 of the Kyoto Protocol)". Conclusions on this item may therefore be found in paragraph 15 above.

## XIV. REPORT ON THE SESSION
(Agenda item 14)

77. At its 9th meeting, on 3 November, the SBI considered the draft report on its eleventh session (FCCC/SBI/1999/L.11).

78. At the same meeting, on a proposal by the Chairman, the SBI authorized the Rapporteur, with the assistance of the secretariat, to complete the report on the session, under the guidance of the Chairman.

## XV. CLOSURE OF THE SESSION

79. At the 9th meeting, on 3 November, the Chairman commended all participants for their constructive cooperation during the session. The Chairman remarked that, although steady progress had been made, much work remained to be done before COP 6. In this regard, he pointed to the busy schedule of inter-sessional work ahead, including a number of workshops. He noted that, following the usual practice, representatives of non-governmental organizations would be invited to attend such workshops as observers, in a manner that promotes cooperation and coordination, and which also ensures an appropriate balance among the constituencies. The Chairman concluded by expressing confidence that this inter-sessional work would provide a useful input to the twelfth sessions of the subsidiary bodies.

Annex I

# REPORT OF THE JOINT WORKING GROUP ON COMPLIANCE ON ITS WORK DURING THE ELEVENTH SESSIONS OF THE SUBSIDIARY BODIES

## I. INTRODUCTION

1. The meetings of the Joint Working Group on Compliance (JWG) were presided over by Mr. Espen Ronneberg and Mr. Harald Dovland.

2. The co-Chair of the JWG, Mr. Espen Ronneberg, at the first meeting on 26 October 1999, welcomed the submissions made by Parties and expressed optimism that results would be achieved at the session. He recalled that the JWG had agreed to its agenda, on the understanding that it could be modified, if needed, in the future. He noted that the JWG had on its agenda items on the design of a compliance system, consequences of non-compliance and potential non-compliance, and report to COP 5. He introduced the documents prepared for the JWG, and referred in particular to the compilation of submissions from Parties (FCCC/SB/1999/MISC.12 and Add.1 and 2), the synthesis of these submissions prepared by the co-Chairs (FCCC/SB/1999/7/Add.1) and the elements of a compliance system also prepared by the co-Chairs (FCCC/SB/1999/7), which proposed certain specific actions by the JWG.

3. The co-Chair of the JWG, Mr. Harald Dovland, made an oral report on the informal exchange of views and information on compliance, held on 6 and 7 October 1999, at Vienna. He noted that the event was welcomed by participants as a learning process.

## II. PROCEDURES AND MECHANISMS RELATING TO COMPLIANCE UNDER THE KYOTO PROTOCOL

### 1. Proceedings

4. The JWG discussed the agenda items in an integrated manner on the basis of the elements for a compliance system proposed by the co-Chairs and synthesis of submissions from Parties (FCCC/SB/1999/7 and Add. 1).

5. Statements were made by representatives of 40 Parties, including one speaking on behalf of the Alliance of Small Island States, one speaking on behalf of the European Community and its member States and one speaking on behalf of the Group of 77 and China.

### 2. Conclusions

6. On the basis of a proposal by the co-Chairs, the JWG, at its 6th meeting, on 3 November 1999, adopted the following conclusions:

(a) The JWG noted the valuable progress made during the tenth and eleventh sessions of the subsidiary bodies in advancing the understanding and identifying the elements of procedures and mechanisms relating to a compliance system under the Kyoto Protocol. However, much work remains to be done and the JWG must now intensify its efforts and move towards negotiation;

(b) The JWG invited Parties to submit any further proposals on compliance by 31 January 2000;

(c) The JWG confirmed that a workshop on matters relating to a compliance system under the Kyoto Protocol is needed and will be convened by the co-Chairs in March 2000;

(d) The JWG requested the co-Chairs, with the assistance of the secretariat, to further develop the elements of procedures and mechanisms relating to a compliance system under the Kyoto Protocol, based on the elements of a compliance system and synthesis of submissions contained in document FCCC/SB/1999/7 and Add. 1, the discussions held at the eleventh sessions of the subsidiary bodies, and any further proposals from Parties. The paper by the co-Chairs setting out these elements will receive in-depth consideration along with other inputs from Parties at the forthcoming meetings of the JWG and serve as a basis for the negotiation of a compliance system under the Kyoto Protocol at the twelfth sessions of the subsidiary bodies;

(e) The JWG requested the Subsidiary Body for Scientific and Technological Advice and the Subsidiary Body for Implementation to recommend a draft decision for adoption by the Conference of the Parties (COP). For the final text of the decision adopted by the COP, see decision 15/CP.5.

## III. CLOSURE OF THE MEETINGS

7. At the 6th meeting, on 3 November 1999, the co-Chairs presented the draft report of the JWG. The JWG considered and adopted the report.

8. Before concluding, the co-Chairs noted that considerable progress had been made during the session, and common ground had been established. However, much work remained to be done. The co-Chairs informed the JWG of their intention to continue to consult widely. They also noted that the workshop scheduled for March 2000 would be open to observers under rules 6 and 7 of the draft rules of procedure. They reminded delegates that the JWG should consider any compliance-related aspects of the Article 8 review process. The co-Chairs expressed their optimism that the spirit of the JWG promised a successful outcome of the negotiations. After thanking the participants for their constructive cooperation, the co-Chairs declared the meetings of the JWG closed.

Annex II

## LIST OF DOCUMENTS BEFORE THE SUBSIDIARY BODY FOR IMPLEMENTATION AT ITS ELEVENTH SESSION

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| FCCC/CP/1999/1 | Provisional agendas for the Conference of the Parties and its subsidiary bodies. Note by the Executive Secretary |
| FCCC/CP/1999/3 | Review of the implementation of commitments and of other provisions of the Convention. Financial mechanism. Report of the Global Environment Facility to the Conference of the Parties at its fifth session |
| FCCC/CP/1999/INF.1 | Administrative and Financial matters. Programme budget for the biennium 2000-2001. Revised work programme of the secretariat and resource requirements. Note by the Executive Secretary |
| FCCC/SBI/1999/2 | Arrangements for intergovernmental meetings. Note by the Executive Secretary |
| FCCC/SBI/1999/7 | Administrative and financial matters. Institutional linkage of the Convention secretariat to the United Nations. Note by the Executive Secretary |
| FCCC/SBI/1999/8 | Report of the Subsidiary Body for Implementation on its tenth session, Bonn, 31 May-11 June 1999 |
| FCCC/SBI/1999/9 | Annotations to the provisional agenda. Note by the Executive Secretary |
| FCCC/SBI/1999/10 | Administrative and financial matters. Income and budget performance in the biennium 1998-1999. Arrangements for administrative support to the Convention. Note by the Executive Secretary |
| FCCC/SBI/1999/10/Add.1 | Administrative and financial matters. Income and budget performance in the biennium 1998-1999. Performance report, 1998-1999 |

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| FCCC/SBI/1999/11 | National communications from Parties not included in Annex I to the Convention. Matters related to the consideration of non-Annex I Party communications. First compilation and synthesis of initial communications from Parties not included in Annex I to the Convention |
| FCCC/SBI/1999/12 | National communications from Parties included in Annex I to the Convention. Greenhouse gas inventory data, 1990-1997. Report on national greenhouse gas inventory data from Annex I Parties for 1990-1997 |
| FCCC/SBI/1999/13 | National communications from Parties included in Annex I to the Convention. Draft guidelines for the technical review of Annex I Parties' greenhouse gas inventories |
| FCCC/SBI/1999/INF.4/Add.1 | National communications from Parties not included in Annex I to the Convention. Provision of financial and technical support. List of projects submitted by Parties not included in Annex I to the Convention in accordance with Article 12.4 of the Convention |
| FCCC/SBI/1999/INF.6 | National communications from Parties not included in Annex I to the Convention. Provision of financial and technical support. Report on the workshop on emission factors and activity data for the improvement of GHG inventories, 4-6 August 1999, Accra, Ghana |
| FCCC/SBI/1999/INF.7 | National communications from Parties not included in Annex I to the Convention. Provision of financial and technical support. Report on activities to facilitate the provision of financial and technical support and information on communications from Parties not included in Annex I to the Convention |
| FCCC/SBI/1999/INF.8 | National communications from Parties not included in Annex I to the Convention. Provision of financial and technical support. Information on relevant action by the Global Environment Facility |

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| FCCC/SBI/1999/INF.9 | Administrative and financial matters. Income and budget performance in the biennium 1998-1999. Status report on receipt of contributions from Parties |
| FCCC/SBI/1999/INF.10 | National communications from Parties not included in Annex I to the Convention. Provision of financial and technical support. Report on inputs from Parties to the review by the Global Environment Facility of enabling activities on climate change |
| FCCC/SBI/1999/INF.11 | Administrative and financial matters. Income and budget performance in the biennium 1998-1999. Unaudited financial statements for the biennium 1998-1999 as at 31 December 1998. Note by the Executive Secretary |
| FCCC/SBI/1999/INF.12 | National communications from Parties included in Annex I to the Convention. Progress report on the in-depth reviews of second national communications |
| FCCC/SBI/1999/MISC.3 | National communications from Parties not included in Annex I to the Convention. Position papers on draft decisions for COP 5 submitted by the Group of 77 and China and the European Community and its member States |
| FCCC/SBI/1999/MISC.4 and Add.1 | National communications from Parties not included in Annex I to the Convention. Views from Parties on provision of financial and technical support, on matters related to the consideration of non-Annex I Party communications and timing of second national communications |
| FCCC/SBI/1999/MISC.5 | Financial mechanism. Input from Parties to the review by the Global Environment Facility of enabling activities. Submissions from Parties |
| FCCC/SBI/1999/MISC.6 | National communications from Parties included in Annex I to the Convention. Greenhouse gas inventory data. Views from Parties on difficulties with submitting greenhouse gas inventories in a timely manner |

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| FCCC/SBI/1999/MISC.7 | National communications from Parties included in Annex I to the Convention. Guidelines for the technical review of greenhouse gas inventories. Views of Parties on the draft guidelines contained in document FCCC/SBI/1999/13 |
| FCCC/SBI/1999/L.9 | National communications from Parties included in Annex I to the Convention. Greenhouse gas inventory data, 1990-1997 |
| FCCC/SBI/1999/L.10 | Financial mechanism |
| FCCC/SBI/1999/L.11 | Report on the session. Draft report of the Subsidiary Body for Implementation on its eleventh session |
| FCCC/SB/1999/5 and Corr. 1 and Add.1 | Activities implemented jointly under the pilot phase. Issues to be addressed in the review of the pilot phase, including the third synthesis report on activities implemented jointly |
| FCCC/SB/1999/6 | Capacity-building. Revised plan for facilitating capacity-building related to the mechanisms under decision 7/CP.4 |
| FCCC/SB/1999/7 and Add.1 | Procedures and mechanisms relating to compliance under the Kyoto Protocol. Elements of a compliance system and synthesis of submissions. Note by the Co-Chairs of the joint working group on compliance |
| FCCC/SB/1999/8 and Add.1 | Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol. Synthesis of proposals by Parties on principles, modalities, rules and guidelines. Note by the Chairmen |
| FCCC/SB/1999/9 | Implementation of Article 4, paragraphs 8 and 9, of the Convention (decision 3/CP.3 and Article 2, paragraph 3, and Article 3, paragraph 14, of the Kyoto Protocol). Note by the Chairman of the SBSTA |
| FCCC/SB/1999/MISC.8 | Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol. National communications from Parties not included in Annex I to the Convention. Submission by a Party |

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| FCCC/SB/1999/MISC.9 | Capacity-building. Submission by a Party |
| FCCC/SB/1999/MISC.10 and Add.1-4 | Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol. Further proposal from Parties on issues raised in decision 7/CP.4, paragraph 1 (a), (b) and (c) |
| FCCC/SB/1999/MISC.11 | Capacity-building, plan for facilitating capacity-building related to mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol. Submissions from Parties |
| FCCC/SB/1999/MISC.12 and Add.1-2 | Procedures and mechanisms relating to compliance under the Kyoto Protocol. Submissions from Parties |
| FCCC/SB/1999/MISC.13 | Implementation of Article 4, paragraphs 8 and 9, of the Convention (decision 3/CP.3 and Articles 2.3 and 3.14 of the Kyoto Protocol). Submissions from Parties |
| FCCC/SBSTA/1999/10 | Research and systematic observation. Issues related to the Global Climate Observing System |
| FCCC/SBSTA/1999/11 | Development and transfer of technologies. Status of the consultative process (decision 4/CP.4). Coastal adaptation technologies. Other matters. Progress report |
| FCCC/SBSTA/1999/INF.8 and Add.1 | Cooperation with relevant international organizations. United Nations bodies. Capacity-building support regarding the clean development mechanism |
| FCCC/TP/1999/3 | Technical paper: Comparative analysis of emission factors and activity data used for the estimation of greenhouse gas emissions in the energy and land-use change and forestry sectors for some developing countries |

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